

MESSAGE NO: 5254309 MESSAGE DATE: 09/11/2015

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: COR-Correction

FR CITE: 80 FR 13332 FR CITE DATE: 03/13/2015

REFERENCE 1312304, 2104305, 3200301,
MESSAGE # 4301301, 5090301
(s):

CASE #(s): A-552-809, A-570-918

EFFECTIVE DATE: 03/13/2015 COURT CASE #:

PERIOD OF REVIEW: 10/01/2012 TO 09/30/2013

PERIOD COVERED: TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Correction of message 5090301, dated 03/31/2015 concerning the antidumping duty order on steel wire garment hangers from the People's Republic of China (A-570-918) (A-552-809)

1. This is a correction to message 5090301, dated 03/31/2015, to add two paragraphs that were inadvertently omitted from that message and to add the relevant case number to the header line.

2. Message 5090301 did not contain liquidation instructions for two exporters from Vietnam we determined circumvented the order on steel wire garment hangers from the People's Republic of China (PRC), Paragraphs 5 and 6 below contain the company specific liquidation instructions for the two companies omitted from message 5090301. In addition, the relevant case number for Vietnam has been added to the header of this message. Below is the fully corrected message.

3. For all shipments of steel wire garment hangers from the PRC exported by the PRC-wide entity (A-570-918-000) entered, or withdrawn from warehouse, for consumption during the period 10/01/2012 through 9/30/2013, assess an antidumping liability equal to 187.25 percent of the entered value of subject merchandise.

4. In previous administrative reviews (see message numbers 2104305, 3200301 and 4301301), Commerce determined that the below exporters were no longer eligible for separate rates and were considered part of the PRC-wide entity. However, entries may have continued to enter under the respective case numbers A-570-918-024, A-570-918-025, A-570-918-026, A-570-918-027, A-570-918-029, A-570-918-019, A-570-918-020, A-570-918-021, A-570-918-022, A-570-918-030, and A-570-918-034 during the period 10/01/2012 through 9/30/2013.

Exporter: Shaoxing Liangbao Metal Manufactured Co., Ltd.

Exporter: Shaoxing Zhongbao Metal Manufactured Co., Ltd.

Exporter: Shangyu Baoxiang Metal Manufactured Co., Ltd.

Exporter: Zhejiang Lucky Cloud Hanger Co., Ltd.

Exporter: Shaoxing Shunji Metal Clotheshorse Co., Ltd.

Exporter: Shaoxing Dingli Metal Clotheshorse Co., Ltd.

Exporter: Shaoxing Gangyuan Metal Manufacture

Exporter: Shaoxing Andrew Metal Manufactured Co., Ltd.

Exporter: Shaoxing Tongzhou Metal Manufactured Co., Ltd.

Exporter: Ningbo Dasheng Hanger Ind. Co., Ltd.

Exporter: Shanghai Jianhai International Trade Co., Ltd.

5. On 10/28/2011, Commerce issued an affirmative determination of circumvention of the antidumping duty order on steel wire garment hangers from the PRC (see 76 FR 66895). Accordingly, Commerce created case number A-552-809 to accommodate entries of merchandise classified as country of origin Vietnam for Customs purposes, but subject to the antidumping duty order on steel wire garment hangers from the PRC. See message number 1312304, dated 11/08/2011.

6. In Commerce's final affirmative determination of circumvention, 76 FR 66895, 10/28/2011, Commerce determined that the following Vietnamese producers and/or exporters are subject to the antidumping duty order on steel wire garment hangers from the PRC:

Producer and/or Exporter: Angang Clothes Rack Manufacture Co., Ltd.

Producer and/or Exporter: Quyky Yanglei International Co., Ltd.

Therefore, CBP shall liquidate entries of Chinese-origin steel wire garment hangers exported from Vietnam which were exported by the firms listed above in this paragraph and entered, or withdrawn from warehouse, for consumption during the period 10/01/2012 through 9/30/2013 in accordance with the instructions in paragraph 3 above for the PRC entity. Entries of such merchandise may have entered under the following case numbers:

A-552-809-001

A-552-809-002

7. The notice of lifting of suspension of liquidation for entries of subject merchandise covered by paragraphs 3 and 6 occurred with the publication of the final results of administrative review (80 FR 13332, 03/13/2015). Unless instructed otherwise, for all other shipments of steel wire garment hangers from the PRC, you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current cash deposit rates or per-unit amounts.

8. On 06/25/2014, the U.S. Court of International Trade issued a preliminary injunction enjoining liquidation of certain entries of merchandise which were exported by Hangzhou Yingqing Material Co. Ltd. and produced by Hangzhou Qingqing Mechanical Co. Ltd. that are subject to the antidumping duty order on steel wire garment hangers from the PRC (A-570-918) and were entered, or withdrawn from warehouse, for consumption during the period 10/01/2011 through

9/30/2012, which may have entered under (A-570-918-000). This preliminary injunction was issued in connection with court case number 14-00133 and enjoins liquidation of the entries which remain unliquidated as of 5 p.m. on 06/25/2014. See message 4178306, dated 06/27/2014. Accordingly, until further notice do not liquidate such entries of subject merchandise.

9. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

10. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of Commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

11. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by OV: IG.)

12. There are no restrictions on the release of this information.

Sherri L. Hoffman

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party